



**94TH GENERAL ASSEMBLY**  
**State of Illinois**  
**2005 and 2006**  
**HB1153**

Introduced 02/08/05, by Rep. Michael P. McAuliffe - Brandon W. Phelps

**SYNOPSIS AS INTRODUCED:**

40 ILCS 5/7-109.3 from Ch. 108 1/2, par. 7-109.3  
40 ILCS 5/7-109.4 new  
30 ILCS 805/8.29 new

Amends the IMRF Article of the Illinois Pension Code. Provides that an elected or appointed coroner may elect to participate in the Fund as a sheriff's law enforcement employee (SLEP). Allows conversion of prior service. Amends the State Mandates Act to require implementation without reimbursement. Effective immediately.

LRB094 09373 AMC 39618 b

FISCAL NOTE ACT  
MAY APPLY

PENSION IMPACT  
NOTE ACT MAY  
APPLY

STATE MANDATES  
ACT MAY REQUIRE  
REIMBURSEMENT

1 AN ACT in relation to public employee benefits.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Pension Code is amended by changing  
5 Section 7-109.3 and adding Section 7-109.4 as follows:

6 (40 ILCS 5/7-109.3) (from Ch. 108 1/2, par. 7-109.3)

7 Sec. 7-109.3. "Sheriff's Law Enforcement Employees".

8 (a) "Sheriff's law enforcement employee" or "SLEP" means:

9 (1) A county sheriff and all deputies, other than  
10 special deputies, employed on a full time basis in the  
11 office of the sheriff.

12 (2) A person who has elected to participate in this  
13 Fund under Section 3-109.1 of this Code, and who is  
14 employed by a participating municipality to perform police  
15 duties.

16 (3) A law enforcement officer employed on a full time  
17 basis by a Forest Preserve District, provided that such  
18 officer shall be deemed a "sheriff's law enforcement  
19 employee" for the purposes of this Article, and service in  
20 that capacity shall be deemed to be service as a sheriff's  
21 law enforcement employee, only if the board of  
22 commissioners of the District have so elected by adoption  
23 of an affirmative resolution. Such election, once made, may  
24 not be rescinded.

25 (4) A person not eligible to participate in a fund  
26 established under Article 3 of this Code who is employed on  
27 a full-time basis by a participating municipality or  
28 participating instrumentality to perform police duties at  
29 an airport, but only if the governing authority of the  
30 employer has approved sheriff's law enforcement employee  
31 status for its airport police employees by adoption of an  
32 affirmative resolution. Such approval, once given, may not

1 be rescinded.

2 (5) An elected or appointed coroner who has elected to  
3 participate in this Fund as a sheriff's law enforcement  
4 employee under Section 3-109.4.

5 (b) An employee who is a sheriff's law enforcement employee  
6 and is granted military leave or authorized leave of absence  
7 shall receive service credit in that capacity. Sheriff's law  
8 enforcement employees shall not be entitled to out-of-State  
9 service credit under Section 7-139.

10 (Source: P.A. 92-16, eff. 6-28-01.)

11 (40 ILCS 5/7-109.4 new)

12 Sec. 7-109.4. SLEP credit for coroner.

13 (a) An elected or appointed coroner who participates in the  
14 Fund may elect to participate as a sheriff's law enforcement  
15 employee.

16 (b) An elected or appointed coroner who has elected to  
17 participate in the Fund as a sheriff's law enforcement employee  
18 may have his or her service as a coroner prior to the date of  
19 that election deemed service as a sheriff's law enforcement  
20 employee by paying to the Fund the additional contribution  
21 required under Section 7-173.1, plus interest thereon at the  
22 effective rate from the date of the service to the date of  
23 payment.

24 Section 90. The State Mandates Act is amended by adding  
25 Section 8.29 as follows:

26 (30 ILCS 805/8.29 new)

27 Sec. 8.29. Exempt mandate. Notwithstanding Sections 6 and 8  
28 of this Act, no reimbursement by the State is required for the  
29 implementation of any mandate created by this amendatory Act of  
30 the 94th General Assembly.

31 Section 99. Effective date. This Act takes effect upon  
32 becoming law.